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7 Attorney for Defendant
8 ALVIN SPADE

9
10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA

12 UNITED STATES OF AMERICA,) No. CR 01-0344 MHP
13)
14 Plaintiff,) **STIPULATION AND ~~[PROPOSED]~~ ORDER**
15) **MODIFYING CONDITIONS OF RELEASE**
16 v.)
17)
18 ALVIN SPADE,)
19)
20 Defendants.)

21 Alvin Spade is currently on supervised release with a
22 condition that he undergo drug treatment. Mr. Spade is currently
23 attending drug treatment. The Probation Office indicates that
24 they interpret the current drug treatment condition as mandatory;
25 however, they have indicated that if the condition was
26 discretionary, then Probation would not currently require Mr.
27 Spade to undergo drug treatment.

28 IT IS HEREBY STIPULATED between the parties, with the
agreement of the Probation Office, that Alvin Spade's supervised
release conditions may be modified so that Mr. Spade is only
required to attend drug treatment if the Probation Office, in its
discretion, determines he should attend drug treatment.

SO STIPULATED:

DATED: 12/10/2010

/s/Owen Martikan
OWEN MARTIKAN
Assistant U.S. Attorney

DATED: 12/10/2010

/s/Erik Babcock
ERIK G. BABCOCK
Attorney for Defendant

SO ORDERED.

DATED: 1/4/2010

